

AN ORDINANCE BY

COUNCILMEMBER JIM MADDOX

**AMENDING SECTION 142-26 (RIGHT-OF-WAY/PARK CLOSURE) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA BY ADDING A NEW SUBPARAGRAPH (d) FOR THE EXPRESS PURPOSE OF REQUIRING THE SPECIAL EVENTS MANAGER AND OR THE COMMISSIONER OF PUBLIC WORKS TO NOTIFY THE AFFECTED DISTRICT COUNCIL MEMBER AS WELL AS THE AFFECTED NEIGHBORHOOD PLANNING UNIT (NPU) REGARDING THE CLOSING OF STREETS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the closing of city streets falls under the purview of the commissioner of public works and the special events manager of the mayor's office; and

**WHEREAS**, special events taking place in the city of Atlanta sometimes requires the closing of streets to effectively protect the safety and welfare of the public; and

**WHEREAS**, the closing of city streets can lead to a logistical hardship for neighborhoods not having prior notice that their street is being closed and for how long; and

**WHEREAS**, with the high cost of gasoline it is important for citizens to know when a disruption such as a street closing is taking place so that shopping, little league, and other errands can be coordinated in an effort to maximize the use of their time and resources.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA** as follows:

**SECTION 1:** That Section 142-26 be amended by adding a new subparagraph (d) in bold print to read as follows:

**Sec. 142-26. Right-of-way/park closure.**

(a) Except as provided in subsection (c) below, under no circumstances shall the chief of staff approve any permit that allows the applicant to:

- (1) Limit the use of a public street or sidewalk by pedestrians and/or vehicles that are using the street or sidewalk to move from location to location; or
- (2) Limit the use of a public park, when use of the park by the general public shall not unreasonably disturb the activities of the outdoor event.

(b) Nothing in this section shall be construed to prohibit the imposition of reasonable restrictions on the movement of the general public which are necessary for the carrying out of the outdoor event; however, such restrictions shall not be based on nor impact any member of the public because of any of the factors set forth in section 142-12(b) above.

(c) An applicant that wishes to hold an outdoor event that requires closure of all or a portion of a city park, street, sidewalk, or other right-of-way, shall apply for an assembly permit, as set forth in article VI below. An applicant whose outdoor event contains a discreet segment that requires closure of all or a portion of a city park, street, sidewalk, or other right-of-way, shall apply for an assembly permit for that portion of the outdoor event, as set forth in article VI below.

**(d) Whenever a city street is to be closed for a special event, ten (10) days prior to the event written notice from the commissioner of public works and/or the special events manger to the affected council person of the district, the Bureau of Planning and the impacted NPU(s) shall be given. Notice to the City Council, may be accomplished by providing written notice to the Municipal Clerk by hand delivery to the Office of the Municipal Clerk (Suite 2700 City Hall) or via email to [municipalclerk@atlantaga.gov](mailto:municipalclerk@atlantaga.gov). The Municipal Clerk, upon receipt of such notice, shall notify the affected council person or their staff.**

**SECTION 2:** That all ordinances and parts of ordinances in conflict herewith be and are hereby waived in this instance only.

HS

08-0-2030

(Do Not Write Above This Line)

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- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred 10/6/08

Referred To: CD/H2

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred To \_\_\_\_\_

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

Refer To

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)  
Other

Members

Refer To

Refer To

- FINAL COUNCIL ACTION
- ☐ 2nd
  - ☐ 1st & 2nd
  - ☐ 3rd
  - ☐ Consent
  - ☐ V Vote
  - ☐ RC Vote

CERTIFIED

MAYOR'S ACTION